

Program Name/Description	Statute	Administrative Code	Funding Source(s)	Unfunded Mandates		Unfunded Mandates	Recommended for Transfer	Details/Notes
				Chief Area	OSDH Area(s)			
Assisted Living Centers	63 O.S. § 1-890.4 63 O.S. § 1-1001.5; 63 O.S. 1-1001.7	OAC 310:663	42% fees, 58% appropriation	Chief Protective Officer	Long Term Care Service			Category of facility licensed by Long Term Care
Bedding Industry	1001.7	OAC 310:215	22% fees, 78% appropriation	Chief Protective Officer	Consumer Health Service			
Bunk Beds- Whitney Sparks Act	63 O.S. § 1-1002.1 et. Seq.	OAC 310:220	Subsidized with state	Chief Protective Officer	Consumer Health Service			
Child Day Care Inspections	contract; 10 O.S. § 404	OAC 340:110-1-17	DHS payment of \$100 per inspection	Chief Protective Officer	Consumer Health Service contract			
Child Death Review Board	10 O.S. §; 10-1150.3		Federal or state for staff PIN	Chief Health Services Officer	Injury Prevention Service; Maternal Child Health Family Support and Prevention Service			27-member body conducting case reviews of child mortality, related policies. OSDH Commissioner
Child Guidance	63 O.S. § 1-208; 310:525-3-1	OAC 310:525-3-1	State and Millage Dollars	Chief Health Services Officer	Family Support and Prevention Service			
Children First	63 O.S. § 1-110.1	OAC 310:528	State, Millage, Medicaid	Chief Health Services Officer	Family Support and Prevention Service			Mandated concussion resources website for informing school districts and sports organizations on head injury.
Concussion Management Information	70 O.S. § 24-155		Federal or state for staff PIN	Chief Protective Officer	Injury Prevention Service			
Dementia Care Training - Board of Health to Promulgate Rules	Enr. HB 1620 eff. 11/1/2017; 63 O.S. § 1-1991 63 O.S. § 1-114.2 & 63 O.S. § 1-2712	42 CFR 483.152(b)(5)	Subsidized with state	Chief Protective Officer	Long Term Care Service Community and Family Health Services			
Dental Health Service		OAC 310:526-1-1	Subsidized with state	Chief Health Services Officer				
Dental Devices and Cosmetics and Implantation of Microchip or Permanent Marks	63 O.S. § 1-1401 et. Seq.	OAC 310:240	Subsidized with state	Chief Protective Officer	Consumer Health Service			
Emergency Medical Services	63 O.S. § 1-2501	OAC 310:641	42% fees, 58% appropriation	Chief Protective Officer	Emergency Medical Services			Transfer to Medical Licensure Board Require review by State Fire Marshall, local building code officials and require self cert
Health Facility Plan Reviews	63 O.S. § 1-707; 63 O.S. 1-860.5; 63 O.S. § 1-1908	OAC 310:667	42% fees, 58% appropriation	Chief Protective Officer	Medical Facilities Service			Reduce statutory mandate for inspections Transfer
Hospital Licensure	63 O.S. § 1-704; 63 O.S. § 1-705; 63 O.S. § 1-711	OAC 310:667	51% fees, 49% appropriation	Chief Protective Officer	Medical Facilities Service			
Jail Inspections	74 O.S. § 192	OAC 310:670	100% appropriation	Chief Protective Officer	Health Resources Development Service			
Nurse Aide Registry	63 O.S. § 1-1950.3	OAC 310:677; OAC 310:2-15-3	30% fees, 70% appropriation	Chief Protective Officer	Health Resources Development Service			Transfer to Board of Nursing Registry and background checks of nurse aides, primarily employed in long-term care facilities
Nursing and Specialized Facilities	63 O.S. § 1-1901	OAC 310:675	13% fees, 87% appropriation	Chief Protective Officer	Long Term Care Service			
Office of Child Abuse Prevention (OCAP)	63 O.S. § 1-227.1	OAC 310:529-3	Subsidized with state	Chief Health Services Officer	Family Support and Prevention Service			Category of facility licensed by Long Term Care
Oklahoma Child Abuse Prevention Act								Transfer to DHS
Public Bathing Places	63 O.S. § 1-1013	OAC 310:315	58% fees, 42% appropriation	Chief Protective Officer	Consumer Health Service			
Residential Care Homes	63 O.S. § 1-320; OAC 310:680	OAC 310:680	11% fees, 89% appropriation	Chief Protective Officer	Long Term Care Service			Transfer to Labor Department or DEQ 1x inspections per year, eliminate 25/30 day complaint investigations
Sanitarians and Environmental Specialists	59 O.S. § 1150	OAC 310:345	30% fees, 70% appropriation	Chief Protective Officer	Consumer Health Service			Category of facility licensed by Long Term Care
Adult Day Care Centers	63 O.S. § 1-874	OAC 310:605	11% fees, 89% appropriation	Chief Protective Officer	Long Term Care Service			Transfer to OMES/HCM or Labor Dept.
Ambulatory Surgical Care Centers	63 O.S. § 2660	OAC 310:615	19% fees, 81% appropriation	Chief Protective Officer	Medical Facilities Service			Category of facility licensed by Long Term Care
Oklahoma Volunteer Charitable Healthcare Provider Program	51 O.S. Supp. 2007, SS 152 and 152.2	OAC 310:2-27-4		Chief Governmental and Regulatory Affairs Officer	Center for Health Innovation and Effectiveness			Program offers state tort immunity from liability to health care providers who provide care to medically indigent patients, and who are working within the scope of employment of a charitable health care provider. The OVCHPP also offers healthcare providers state tort immunity from liability in instances where a patient is referred from a free clinic to another charitable healthcare provider for medical services.

<u>Manufactured food inspection and regulation</u>	63 O.S. § 1-1101; 63 O.S. § 1-1102; OAC 310:257, OAC 310:258, OAC 310:390				Program for inspection of manufactured foods, such as those in vending machines. Does not include inspection of restaurant prepared food (see "Food Service Inspection and Certification")
<u>X-Ray diagnostic testing and permits</u>	63 O.S. § 1-291.1	OAC 310:281	Chief Protective Officer	Consumer Health Service	
<u>Body Piercing and Tattooing</u>	21 O.S. § 21-442.3	OAC 310:233	Chief Protective Officer	Consumer Health Service	
<u>Hearing Aid Dealers and Fitters</u>	63 O.S. §1-1750	OAC 310:65	100% fees	Chief Protective Officer	Consumer Health Service
					Transfer to AG or Board of Audiology
<u>Licensed Genetic Counselors</u>	63 O.S. § 1-561 et seq.	OAC 310:406	100% fees	Chief Protective Officer	Consumer Health Service
					Transfer to Medical Licensure Board
<u>Retail Food Service, Hotels, Motels, Workplace Drug and Alcohol Testing, Oklahoma Childhood Lead Poisoning Prevention Program</u>	63 O.S. § 11118 40 O.S. § 551 et seq. 63 O.S. § 1-141.1	OAC 310:257 OAC 310:638 OAC 310:512	100% fees 99% fees, 1% appropriation	Chief Protective Officer Chief Protective Officer Chief Health Services Officer	Consumer Health Service Medical Facilities Service Screening and Special Services
<u>Newborn Screening Program</u>	63 O.S. § 1-533	OAC 310:550		Chief Health Services Officer	Screening and Special Services
<u>Newborn Hearing Screening Program</u>	63 O.S. § 1-543	OAC 310:540		Chief Health Services Officer	Screening and Special Services
<u>Stem Cell Cures and Therapy Reporting</u>	63 O.S. § 270.1	OAC 310:551-1-1		Chief Health Services Officer	Screening and Special Services
<u>Oklahoma Birth Defects Registry</u>	63 O.S. § 1-550.2	OAC 310:550-19-1		Chief Health Services Officer	Screening and Special Services
<u>Clinical Practice Physician Approved Protocols</u>	63 O.S. § 1-290.2 63 O.S. § 1-1450	OAC 310:234		Chief Protective Officer	Nursing Service
<u>National Practitioner Data Bank Reporting (Federal)</u>	42 USC 11131	45 CFR 60	Subsidized with state License fees	Chief Protective Officer Chief Protective Officer	Quality Improvement and Evaluation Service Medical Facilities Service
<u>Home Care Agencies</u>	63 O.S. § 1-1960	OAC 310:662		Chief Protective Officer	Medical Facilities Service
<u>Hospice</u>	64 O.S. § 1-860.1	OAC 310:661		Chief Protective Officer	Medical Facilities Service
<u>Birthing Centers</u>	63 O.S. § 1-702a	OAC 310:616		Chief Protective Officer	Injury Prevention Service
<u>Traumatic Brain Injury</u>	63 O.S. § 1-291.1				Family Support and Prevention
					Service
<u>Sooner Start</u>	70 O.S. §13-123			Chief Health Services Officer	
<u>Public Health Investigation and Disease Detection of Oklahoma</u>	63 O.S. § 1-503	OAC 310:515-1		Chief State Epidemiologist	Acute Disease
<u>Tuberculosis Program</u>	63 O.S. § 1-402	OAC 310:521-3-1		Chief State Epidemiologist	Acute Disease
<u>Maternal and Child Health</u>	63 O.S. § 1-231			Chief Health Services Officer	Maternal and Child Health
<u>Family Planning</u>	63 O.S. § 2074	OAC 310:530		Chief Health Services Officer	Maternal and Child Health
<u>School Health - Vision Screening, Training and Rules</u>	70 O.S. §1210.284 63 O.S. § 1-740-11; 63 O.S. § 1-751	OAC 310:531 OAC 310:527	Federal or state for staff PIN	Chief Health Services Officer Chief Health Services Officer	Maternal and Child Health Family Support and Prevention Service
<u>Alternatives to Abortion</u>					
<u>Public Health Laboratory</u>	42 U.S.C. 6A 263a;	OAC 310:546		Chief State Epidemiologist	Office of the State Epidemiologist
<u>Office of Scientific and Research Integrity</u>	45 CFR 46	OAC 310:10-7		Chief State Epidemiologist	Office of the State Epidemiologist
<u>School Health - Chase Morris Sudden Cardiac Arrest Prevention Act</u>	70 O.S. § 24-156		Federal or state for staff PIN	Chief Health Services Officer	Maternal and Child Health Service Health Resources Development Service
<u>Health Maintenance Organization</u>	36 O.S. § 1-6903	OAC 310:659		Chief Protective Officer	Health Resources Development Service
<u>Certified Workplace Medical Plans</u>	85A O.S. § 64	OAC 310:657		Chief Protective Officer	
<u>HIV/STD Prevention and Intervention</u>	OAC 310:515-1-2; OAC 63 O.S. §1-517; 63 O.S. § 1-534	OAC 310:521-5-1; OAC 310:660		Chief State Epidemiologist	Acute Disease
<u>Care Delivery</u>	42 U.S.C. 300ff.	OAC 310:515-1-2; OAC 310:521-5-1; OAC 310:660	Federal funds	Chief State Epidemiologist	Acute Disease

<u>Surveillance and Analysis Immunization</u>	63 O.S. § 1-503 70 O.S. § 1210.191 et seq; 42 U. OAC 310:53	OAC 310:515-1-2; OAC 310:521-5-1; OAC 310:661	Chief State Epidemiologist Chief State Epidemiologist	Acute Disease Acute Disease	Collects data using the PHIDDO and other systems, for surveillance and analysis of reportable diseases as specified by 63 O.S. § 1-503
<u>Catastrophic Health Emergency Task Force, Membership, Advance Directives</u>	63 O.S. § 6101; 63 O.S. § 6102.2	OAC 310:96	Federal Funds	Chief State Epidemiologist	Emergency Preparedness and Response Center for Health Statistics
<u>Vital Statistics</u>	63 O.S. § 1-301; 63 O.S. § 1-738	OAC 310:105			Center for Health Statistics
<u>Health Care Information - Oklahoma Health Care Information System Act</u>	63 O.S. §1-118 et seq.	OAC 310:9			Center for Health Statistics
<u>Family Support Accountability/Home Visiting Accountability Act</u>	10 O.S. §601.80	OAC 310:528			Family Support and Prevention Service
Public Health Advisory Councils					
<u>Consumer Protection Licensing Advisory Council</u>	63 O.S. §1-103a.1(c)		Chief Protective Officer	Consumer Health Service	7-member body advising OSDH, Board of Health appoints 1 member. OSDH must consider input on rulemaking
<u>Trauma and Emergency Response Advisory Council</u>	63 O.S. §1-103a.1(d)		Chief Protective Officer	Emergency Systems	7-member body advising OSDH, Board of Health appoints 1 member. OSDH must consider input on rulemaking
<u>Regional Trauma Advisory Boards</u>	63 O.S. §1-2530.5		Chief Protective Officer	Emergency Systems	Board representing individuals, hospitals in geographic areas in statewide trauma systems planning.
<u>Infant and Children's Health Advisory Council</u>	63 O.S. §1-103a.1(e)		Chief Health Services Officer	Community and Family Health Services	7-member body advising OSDH, Board of Health appoints 1 member. OSDH must consider input on rulemaking.
Advancement of Wellness Advisory Council Osteoporosis prevention and awareness	63 O.S. §1-103a.1(f) 63 O.S. §1-260.4		Chief Health Services Officer Chief Health Services Officer	Center for Wellness Center for Wellness	7-member body advising OSDH, Board of Health supports the Advancement of Wellness Advisory Council. Linked to Advancement of Wellness Council
<u>Home Care, Hospice and Palliative Care Advisory Council</u>	63 O.S. §1-103a.1(g)		Chief Protective Officer	Medical Facilities Service	9-member body advising OSDH, Board of Health appoints 1 member. OSDH must consider input on rulemaking
Groups with State Commissioner of Health or Designee Membership					
<u>Oklahoma Partnership for School Readiness Home Visitation Leadership Advisory, Council</u>	10 O.S. §601.80		Chief Health Services Officer Chief Health Services Officer	Family Support and Prevention Service Family Support and Prevention Service	OSPR guides Head Start/Early Childhood programs, under 42 USC 9837b and 10 O.S. §601.80. State Commissioner is named as a member, OSDH assists with annual reporting. Linked to OSPR, guides coordination and funding for Home Visitation Programs
<u>Food Service Advisory Council</u>	63 O.S. §1-106.3	OAC 310:257	Chief Protective Officer	Consumer Health Service	14-member body advising OSDH/Board of Health, 9 members appointed by Commissioner of Health
<u>Hospital Advisory Council</u>	63 O.S. §1-707	OAC 310:667	Chief Protective Officer	Medical Facilities Service	9-member body advising OSDH/Board of Health, appointed by Commissioner of Health
<u>Long-Term Care Facility Advisory Board</u>	63 O.S. § 1-1923		Chief Protective Officer	Long Term Care	27-member body advising OSDH, OSDH must provide clerical staff.

State Council on Aging	63 O.S. § 1-2216	OAC 340:105-10 -12	Chief Protective Officer	Long Term Care	30-member body advising DHS, OSDH Commissioner or designee named as a member.
Health Care Information Advisory Committee	63 O.S. §1-122	OAC 310:9-7-1		Center for Health Statistics	35-member committee providing input to OSDH for data collection under the act, 17 members appointed by OSDH Commissioner
Sanitarian and Environmental Specialist Registration Advisory Council	59 O.S. § 1150.5 et seq.	OAC 310:345-1-2	Chief Protective Officer	Consumer Health Service	9-member body advising OSDH/Board of Health, OSDH Commissioner or designee named as a member, appoints 2 state-employee members
Oklahoma State Board of Examiners for Long-Term Care Administrators	63 O.S. § 330.52	OAC 490:1-3-1	Chief Protective Officer	Long Term Care	15-member body, separate state agency, OSDH Commissioner or designee has one membership.
Governor's Oklahoma United We Ride Council	E.O. 2015-11			Center for Health Innovation and Effectiveness	12-member body, advising on transportation services. OSDH Commissioner or designee has one membership representative.
Suicide Prevention Council Membership	43A O.S. § 12-104	Federal or state for staff PIN	Chief Protective Officer	Injury Prevention Service	27-member body, advising on statewide suicide prevention program recommendations. OSDH Commissioner appoints 2 members.
Oklahoma Plan for Comprehensive Treatment of Chronic Obstructive Pulmonary Disease Act.	63 O.S. §1-450		Chief Health Services Officer	Center for Wellness	Currently no work is being done beyond tobacco prevention/cessation efforts. No funding. OCCR operations were moved to CHS in May 2017 while the Center of Prevention and Advancement in CAW is moving allowing for OCCR staff to have more analytic support, but the program cannot be separated from the Cancer Prevention & Control Program, which is within the chronic disease unit of CAW.
Tumor Registry	63 O.S. §1-551.1; 63 O.S. §1-556	OAC 310:567	Federal and state funds	Center for Wellness/Center for Health Statistics	Cancer is included. There is an annual legislative report listed, but CAW is unaware if the mandate is currently being or has been previously fulfilled.
Investigations and other actions - Compilation and evaluation of information.	63 O.S. §1-552			Center for Wellness/Center for Health Statistics	Tobacco Prevention programs & annual state plan submission
Clean Air in Restaurants Act - Restaurant rebate program	63 O.S. §1-1515			Protective Health/Center for Advancement of Wellness	
Oklahoma Tobacco Use Prevention and Cessation Act	63 O.S. §1-229.1 et seq.	OAC 210:15-26	Federal, state and revolving funds	Center for Wellness	
Oklahoma Breast and Cervical Cancer Act	63 O.S. §1-554 et seq.	OAC 310:566-567	Federal, state and revolving funds	Center for Wellness	Take Charge! program & annual legislative report
Quality Afterschool Opportunities Act to Reduce Childhood Obesity and Improve Academic Performance	63 O.S. §1-559 et. seq.			Center for Wellness	
Oklahoma Certified Healthy Communities Act	63 O.S. §2060	Federal and revolving funds	Chief Health Services Officer	Center for Wellness Consumer Health Service/Center for Wellness	Recognition program only CAW has drafted the proposed rules and is handling all public inquiries.
Tanning Facilities	63 O.S. § 7302	Subsidized with state			Recognition program but also includes the Incentive Grant program subject to the availability of funds
Oklahoma Certified Healthy Schools Act	63 O.S. §2061	Federal and revolving funds	Chief Health Services Officer	Center for Wellness	The Center is responsible for contracting with Life Share each year (663-2200.20A) on the public education campaign. Linked to Advancement of Wellness Advisory Council
Oklahoma Organ Donor Education and Awareness Program Revolving Fund	63 O.S. §2220.3	OAC 210:15-18-1	Revolving funds	Chief Health Services Officer	The Center is responsible for the OSDH side of the report.
Diabetes prevention reporting	63 O.S. §7301	Federal funds	Chief Health Services Officer	Center for Wellness	The Center is responsible for defining standards and training for the prevention of diabetes.
Diabetes Training	70 O.S. § 1210.196.5	OAC 310:590	Federal or state for staff PIN	Chief Health Services Officer	The Center works with the identified voluntary organization and monitors the contract.
Oklahoma Leukemia and Lymphoma Revolving Fund	68 O.S. §2368.15	Revolving funds	Chief Health Services Officer	Center for Wellness	

Information and Assistance from State
Department of Health for Healthy and Fit School
Advisory Committees

[Smoking in Public Places and Indoor Workplaces](#)

[Act](#)

70 O.S. §24-100b
63 O.S. § 1-1521
et seq. 21 O.S. § 1247

OAC 310:355

Federal funds

Subsidized with state

Chief Health Services Officer
Chief Protective Officer/Chief Health
Services Officer

Maternal and Child Health / Center
for Wellness
Protective Health/Center for
Wellness

[WIC Voter Registration](#)

[P.L. 103-31](#)

7 CFR 246; OAC 310:410

Federal or state for staff PIN

Chief Health Services Officer

WIC

Unfunded mandate... P.L. 103-31 requires state
agencies offering federal public assistance to assist
w/voter registration; WIC is federally funded
through USDA, but voter reg. component is
unfunded.

Word Document Reference

Long Term Care Service
Facility Services Division
Traumatic Brain Injury
Sooner Start
Public Health Investigation and
Disease Detection of
Oklahoma
Tuberculosis Program

Maternity and Prenatal Health
Family Planning
Alternatives to Abortion
Public Health Laboratory
Office of Scientific and
Research Integrity
Clinical Practice Physician
Approved Protocols
[HIV/STD Prevention and](#)
[Intervention](#)
[Care Delivery](#)
Surveillance and Analysis
Immunization
Catastrophic Health
Emergency Task Force
Membership
[Advance Directives](#)

Cancer Registry - Operations
Vital Statistics
Health Care Information

Notes

Delete the Long Term Care Service that was in row 44 in the mandates tab. The authorizations and rules are correctly cited in the rows dealing with assisted living, adult day care, nursing and specialized facilities, and residential care homes.

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hority related to Individuals with Disabilities Act (IDEA) under federal law

◦ implementing division for IRB and Human Subjects Protections, as mandated under Federal Law for ag

◦ the usage of physician protocols, which also relate to the Oklahoma Nursing Practice Act (63 O.S. 567.3

◦ the non-Ryan White portions of HIV within state law and the general portions of STD programs in state specifically to the Ryan White HIV Care Delivery, within Acute Disease/HIV/STD

◦ the broader surveillance and mandated reporting of disease within HIV/STD

◦ directly referred to within state law Title 70 (Schools), indirect references in terms of laboratory, reportable c

◦ the task force named in 63 O.S. Section 6101, which references OSDH and the Emergency Preparednes

◦ Cancer Registry, previously under Chronic Disease and now operated under Center for Health Statistics
◦ types of statistics with separate law authorization and rules...how to cite? Grouped Vital Statistics with Ab
◦ Health Care Information System Act has multiple types of statistics with separate law authorization and

encies receiving HHS Funding.

3)

law

disease, health information exchange, emergency powers, etc. in Title 63. Also has numerous federal leg

ss and Response division

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ortion-related reporting
rules...how to cite?

isolation, but not sure if it's considered mandatory

Program Name/Description	Statute/Administrative Code	Administrative Code
<u>Advisory Committee on Services to Persons with Developmental Disabilities</u>	10 O.S. § 1412	OAC 340:100-3-25
<u>Health Care Workforce Resources Board</u>	74 O.S. § 3202.2	
<u>Child Abuse Training and Coordination Council</u>	63 O.S. § 1-227.9	
Vulnerable Adult Intervention Task Force	43A O.S. § 10-112	
Hazardous Substances	63 O.S. § 1-1602; 63 O.S.	
Childrens Shelter Annual Inspection	§ 1-1608	
Abatement and Control of Noise	10A O.S. §; 1-9-111 (D)	OAC 340:110-3-167
Oklahoma Sleep Diagnostic Testing Regulation Act	63 O.S. § 1-1512	
	63 O.S. § 1-7200.5	
Community Paramedic	63 OS § 1-2503-2505	OAC 310:641-5
<u>Residents and Family State Council</u>	63 O.S. § 1-1923.1	

Funding Source(s)	OSDH Area(s)	Required / Optional / Recommended for Transfer
		Ended/phased out at the end of 2016.
	Family Support and Prevention Service	Inactive, phased out after 2006 report Inactive, merged under Infant and Childrens Health Advisory Council
Subsidized with state	N/A	Transferred
Subsidized with state	N/A	Transferred
Subsidized with state		
Subsidized with state	Emergency Systems	Inactive pending development of training curricula by educational institutions and paramedic service providers
Subsidized with state	N/A	Inactive due to lack of funding and logistical challenges bringing the requirement membership together for public meetings in four different geographic areas of the state.

Details/Notes

21-member body advising DHS on programs for clients with disabilities, OSDH designee named as member, subject to change based on OKDHS committee bylaws.

19-member body chaired by OSRHE. OSDH Commissioner or designee named as a member. Inactive after 2006 report was released.

22-member body, appointed by OCCY. Advises OSDH. OSDH has two membership representatives (one from MCH, one from overall agency)

11-member body advising DHS, ODMHSAS, OSDH Commissioner or designee named as a member.

Rules established by DEQ

Rules established by OKDHS

Not yet implemented

Not Yet Implemented

OSDH EMS division has defined rules for paramedics, but not yet defined specific rules for "**community paramedics**"